

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)	CASE NO. CR23-140 JNW
)	
Plaintiff,)	
)	
v.)	DETENTION ORDER
)	
)	
LEON HENDERSON,)	
)	
)	
Defendant.)	

OFFENSES CHARGED

Two separate incidents, each giving rise to a set of three charges (six charges, total):

Counts 1 and 4: Possession of controlled substances, including methamphetamine, fentanyl, and other drugs, with intent to distribute.

Counts 2 and 5 – Possession of one or more firearms, in furtherance of alleged drug offenses.

Counts 3 and 6 – Possession of one or more firearms, after a prior conviction of a felony.

01 Date of Detention Hearing: September 18, 2023

02 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
03 based upon the factual findings and statement of reasons for detention hereafter set
04 forth, finds that no condition or combination of conditions which defendant can meet
05 will reasonably assure the safety of other persons and the community, as well as
06 defendant's appearances as required in this case.

07
08 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

09 (1) On each of the six charges the return of an Indictment gives rise to a rebuttable
10 presumption of detention. Defendant has presented nothing to rebut this presumption
11 (but see paragraph 6, below).

12 (2) To date, the Pretrial Services Office has filed an original Pretrial Services Report,
13 dated 9/14/23, and a First Supplemental Report, dated 9/18/23. Defendant was
14 interviewed before the preparation of the First Supplemental Report. The parties
15 stipulated the admission of these two documents as exhibits, under seal. The facts
16 recited in this Detention Order are based almost entirely upon the contents of those
17 two reports..

18 (3) Defendant has a lengthy record of serious offenses. His adult convictions include
19 theft, firearm possession, assault, domestic violence, obstruction of a law enforcement
20 officer, attempted possession of a firearm and harassment (death threat). There are
21 various additional felony charges currently pending against him.

22 (4) Defendant acknowledged to the Pretrial Services Officer that he has regularly used a

01 range of controlled substances. He reported he last used Percocet and fentanyl the day
02 before his arrest on these charges, and used methamphetamine on the day of his arrest;
03 and last used heroin one week before his arrest. He has been unemployed for at least
04 the past three years.

05 (5) Defendant's record includes dozens of warrants issue for failure to appear as required,
06 and for other violations of other court order. He is also associated with three alternate
07 names and three alternate dates of birth.

08 (6) Defendant and his counsel stipulated to the entry of a Detention Order; but reserved
09 the right to file a motion to re-open the detention hearing if he can make a showing of
10 a release plan (with drug treatment) which would give reasonable assurance as to
11 safety and future appearances. 18 U.S.C. Sec. 3142(f).

12 It is therefore ORDERED:

13 1, Defendant shall be detained pending trial and committed to the custody of the
14 Attorney General for confinement in a correction facility separate, to the extent practicable,
15 from persons awaiting or serving sentences or being held in custody pending appeal;

16 2. Defendant shall be afforded reasonable opportunity for private consultation
17 with counsel;

18 3, On order of the United States or on request of an attorney for the Government, the
19 person in charge of the corrections facility in which defendant is confined shall deliver the
20 defendant to a United States Marshal for the purpose of an appearance in connection with a
21 court proceeding;

22 4. The Clerk shall direct copies of this Order to counsel for the United States, to

01 counsel for the defendant, to the United States Marshal, and to the United States
02 Pretrial Services Officer.

03 DATED this 18th day of September, 2023.

04 
05 John L. Weinberg
06 United States Magistrate Judge
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